

FEDERAL ELECTION
COMMISSION

2019 MAR 21 PM 1:17

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MURs 6789 and 6852
 Special Operations for America and)
 Kaarlo Hietala in his official capacity as)
 treasurer; Zinke for Congress and Lorna)
 Kuney in her official capacity as)
 treasurer; Ryan K. Zinke; Continental)
 Divide, LLC; Battle Plan Strategies)

CERTIFICATION

I, Dayna C. Brown, recording secretary of the Federal Election Commission executive session, do hereby certify that on March 19, 2019, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 2-2 to:
 - a. Find reason to believe that Special Operations for America and Kaarlo Hietala in his official capacity as treasurer violated 52 U.S.C. §§ 30116(a)(1), 30118(a), and 30104(b).
 - b. Find reason to believe that Zinke for Congress and Lorna Kuney in her official capacity as treasurer violated 52 U.S.C. §§ 30116(f), 30118(a), and 30104(b).
 - c. Find reason to believe that Ryan K. Zinke violated 52 U.S.C. §§ 30116(f) and 30118(a).
 - d. Find reason to believe that Ryan K. Zinke violated 52 U.S.C. §§ 30102 and 30104 and 11 CFR §§ 101.1 and 101.3 by filing his Statement of Candidacy late and failing to report testing the waters expenses.

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- e. Find reason to believe that Special Operations for America made prohibited contributions in connection with Ryan K. Zinke's candidacy exploratory expenses.
- f. Direct the Office of General Counsel to draft an appropriate Factual and Legal Analysis consistent with these recommended findings,
- g. Authorize the use of compulsory process, including the issuance of appropriate interrogatories, document subpoenas and deposition subpoenas, as necessary.
- h. Approve the appropriate letters.

Commissioners Walther and Weintraub voted affirmatively for the motion.

Commissioners Hunter and Petersen dissented.

2. ~~Decided by a vote of 4-0 to:~~

- a. ~~Close the file.~~
- b. Send the appropriate letters.

Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 20, 2019

Date

Dayna C. Brown

Dayna C. Brown
Secretary and Clerk of the Commission